

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Prisons Service – Revision Petition filed by Sri P. Ayyappa Raju, Warder, Sub-Jail, Narsampet, and formerly worked at District Jail, Vijayawada, against the punishment of postponement of three increments with cumulative effect - Modification of Punishment - Orders – Issued.

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HOME (PRISONS.A) DEPARTMENT

**G.O. Ms. No. 426**

Date: 15 -10-2009

Read the following:-

1. Charge Memo issued by the DIG of Prisons (CAR), Rajahmundry, vide proceedings No. DIG/OS/29/294-295/2004, dated 18-01-2005.
2. Proceedings of the DIG of Prisons (CAR), Rajahmundry, No. DIG/OS/29/5251-5253/2004, dated 08-09-2005.
3. Proceedings of the DG&IGP&CS., AP., Hyderabad, No. EA4/951/2005, dated 24-6-2006.
4. From the DG&IGP&CS., AP., Hyderabad, Letter No. EA4/268/2006, dated 13-02-2007 and 20-12-2008.

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**ORDER :**

Sri P. Ayyappa Raju, Warder, Sub-Jail, Narsampet, in the reference 4<sup>th</sup> read above, has filed revision petition before the Government against the punishment of "postponement of three increments with cumulative effect". The said punishment was imposed by the Deputy Inspector General of Prisons (CAR), Rajahmundry, vide reference 2<sup>nd</sup> read above, and it was confirmed by the Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, vide reference 3<sup>rd</sup> read above.

**2.** Sri P. Ayyappa Raju, Warder, while working at District Jail, Vijayawada, was proceeded with disciplinary action under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991, for the following Article of Charges which were framed by the Deputy Inspector General of Prisons (CAR), Rajahmundry, vide reference 1<sup>st</sup> read above.

**ARTICLE-1:**" That the said Sri P. Ayyappa Raju, while working as Warder at District Jail, Vijayawada, conspired with Sri L. Satyanarayana, Warder, along with two other Warders of District Jail, Vijayawada, to instigate a prisoner to write allegation petition against the Superintendent and Jail administration and in violation of A.P. Civil Services (Conduct) Rules, 1964".

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**ARTICLE-2:** " That the said Sri P. Ayyappa Raju, while functioning in the aforesaid office exhibited conduct unbecoming of a Government Servant in violation of A.P. Civil Services (Conduct) Rules, 1964".

**3.** The DIG of Prisons (CAR), Rajahmundry, has appointed Sri A. G. Sainath Reddy, Superintendent, Central Prison, Rajahmundry, as the Enquiry Officer to conduct enquiry into the charges framed against the Charged Officer along with three others in a same case in a common proceedings. The Enquiry Officer has submitted his report vide Lr No. CPR/Enquiry Officer/10693/2005, dated 08-07-2005, holding the Articles of Charge 1 & 2 against the Charged Officer as proved.

**4.** The Deputy Inspector General of Prisons (CAR), Rajahmundry, after following due procedure laid down in A.P. Civil Services (CC&A) Rules, 1991, has awarded the delinquent officer the punishment of "a cut of three increments with cumulative effect which will have effect on his pension also" vide reference 2<sup>nd</sup> read above. The appeal petition of the individual filed before the DG&IGP&CS., AP., Hyderabad, was rejected vide reference 3<sup>rd</sup> read above and the punishment was confirmed.

**5.** Aggrieved by the orders issued by the Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, the incumbent has filed revision petition before the Government, in the reference 4<sup>th</sup> read above, contending that the enquiry has not been conducted in accordance with mandatory provisions prescribed under A.P. Civil Services (CC&A) Rules, 1991.

**6.** Government, after careful examination of the revision petition filed by Sri P. Ayyappa Raju, Warder, Sub-Jail, Narsampet, and on perusal of records made available has observed that Sri G.R. Chakravarthi, Warder, then worked at Dist Jail, Vijayawada, was a co-delinquent officer in the same case and the punishment of "cut of three increments with cumulative effect which will have effect on his pension" imposed against him was modified to that of "withholding of one increment without cumulative effect" vide G.O. Ms. No. 151, Home (Prisons. A) Department, dated 10-07-2008. Hence, it has been decided to modify the punishment imposed against the appellant on par with his co-delinquent officer viz Sri G.R. Chakravarthi, Warder.

**7.** Accordingly, the Government hereby modify the punishment of "cut of three increments with cumulative effect which will have effect on his pension" imposed against Sri P. Ayyappa Raju, Warder, Sub-Jail, Narsampet, and formerly worked at District Jail, Vijayawada, to that of "withholding of one increment without cumulative effect."

**8.** The DG&IGP&CS., AP., Hyderabad, shall take necessary action in the matter accordingly.

**9.** The original records received from the Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, vide letter No. EA4/235/2006, dated 04-12-2006, containing (220) pages in No. DIG/OS/29/2004 and (65) pages in No. EA4/68/2006 and (74) pages in No. EA4/951/2005, are herewith returned. He is requested to acknowledge the receipt of the same.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY MISRA  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Director General & Inspector General of Prisons,  
& Correctional Services Andhra Pradesh,  
Hyderabad. (with original records)

The individual **through** the DG&IGP&CS.,  
A.P., Hyderabad.

The Deputy Inspector General of Prisons (CAR),  
Rajahmundry.

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER